IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORIDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2048 OF 2006

V.R. Bhandare .. Petitioner

V/s

State of Maharshtra & Ors. .. Respondents

Ms. Jahan Ara Sarkhot for the petitioner.

Mr.T.A. Bhavsar for respondent no.5.

None for respondents no.1 to 4.

CORAM : S.B. MHASE &
D.G. KARNIK, JJ.

DATE : 3RD JULY 2007

P.C. :

. Heard.

2. The petitioner has approached to this Court for a direction to hold the election of Respondent No.4 - Simplified Co-operative Housing Society situated at Din-Prabha, 64/A, 4th Road, Sion (East), Mumbai-400022. The term of the earlier Managing Committee is over. The Managing Committee was superseded under section 77-A read with section 73-H of the Maharashtra Co-operative Societies Act. For a period of 6 months, an Administrator was appointed with a direction that he shall hold the election. However, even though the

period of 6 months is over, the election is not conducted and, therefore, the petitioner has approached this Court for a direction to hold the election.

3. We direct the respondents no.2 and 3 to hold the election of the respondent no.4 - Simplified Co-operative Housing Society within a period of 90 days after publishing the election programme in accordance with the law and rules. For the purpose of holding the election, the respondents no.2 and 3 shall appoint an Election Officer of the Co-operative Department and conduct the election. All this process shall be completed and the newly elected body shall be installed in the office within a period of 90 days.

4. The petition stands disposed of with the above order.

(D.G. KARNIK, J.) (S.B. MHASE, J.)